



Image

3738 DAC 4

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
ECV-5413CIP2CON1

In Re Application Of: **Carpentier et al.**

Serial No.
10/729,035

Filing Date
December 5, 2003

Examiner
Unknown

Group Art Unit
3738

Title:

FLEXIBLE HEART VALVE AND ASSOCIATED CONNECTING BAND

TO THE DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE:

Transmitted herewith is:

Combined Petitions under 37 CFR Sections 1.48(b) And 1.48(c) To Correct Inventorship
Statement Under 37 CFR Sections 1.48(a)(2) of Inventors to Be Added
Statement Under 37 CFR Sections 1.48(a)(5) And 3.73(b) of Assignee

in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **50-1225**
as described below.
- ☒ Charge the amount of **\$260.00**
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.


Signature

Dated: **March 30, 2004**

John Christopher James
Registration No. 40,660
EDWARDS LIFESCIENCES LLC
One Edwards Way, Legal Dept.
Irvine, California 92614
Tel. No.: (949) 250-6878
Fax No.: (949) 250-6850

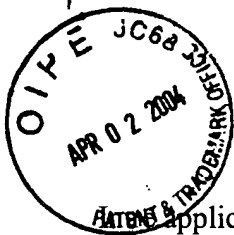
I certify that this document and fee is being deposited
on 3/30/04 with the U.S. Postal Service as
first class mail under 37 C.F.R. 1.8 and is addressed to the
Director of the United States Patent and Trademark Office,
P.O. Box 1450, Alexandria, VA 22313-7450.


Signature of Person Mailing Correspondence

Melissa Sanchez

Typed or Printed Name of Person Mailing Correspondence

cc: Customer No. 30452



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Carpentier, et al.

) Group Art Unit: 3738

) Application No.: 10/729,035

) Examiner: Unknown

) Filing Date: December 5, 2003

) For: FLEXIBLE HEART VALVE AND ASSOCIATED
) CONNECTING BAND
)

COMBINED PETITIONS UNDER 37 CFR §§1.48(b) AND 1.48(c)
TO CORRECT INVENTORSHIP

MAIL STOP PETITIONS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The present application is a continuation of Application Serial No. 09/847,930 (the "parent"), filed May 3, 2001, which is a continuation-in-part of Application Serial No. 09/332,759, filed June 14, 1999, now U.S. Patent No. 6,558,418 (the "grandparent"). A change of inventors from the parent back to the grandparent case is being made with this combined Petition.

The grandparent listed the following inventors:

1. Alain F. Carpentier
2. Stefan G. Schreck
3. Richard S. Rhee
4. Diana Nguyen-Thien-Nhon
5. Hung Ly Lam
6. William Recktenwald

The parent listed the following inventors:

1. Salvador Marquez
2. Claudio Argento
3. Richard S. Rhee

The following are inventors of the claims of the present application:

1. Alain F. Carpentier
2. Stefan G. Schreck
3. Richard S. Rhee
4. Diana Nguyen-Thien-Nhon
5. Hung Ly Lam
6. William Recktenwald

Therefore, this Petition seeks to remove inventors 1 and 2 of the parent application, namely Salvador Marquez and Claudio Argento, and add inventors 1-2 and 4-6 of the grandparent, namely Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, and William Recktenwald.

PETITION UNDER RULE 37 CFR §1.48(b) TO REMOVE INVENTORS

By filing this continuation with new claims, the prosecution of the application has resulted in Salvador Marquez and Claudio Argento not being actual inventors. Applicants request deletion of Salvador Marquez and Claudio Argento as inventors because their invention is no longer being claimed in the present application.

Please charge the processing fee set forth in 37 CFR §1.17(i) to Deposit Account No. 50-1225 (ECV-5413CIP2CON1).

PETITION UNDER RULE 37 CFR §1.48(c) TO ADD INVENTORS

By filing this continuation with new claims, the prosecution of the application has resulted in Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, William Recktenwald and Richard S. Rhee being actual inventors. Applicants request addition of Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam, and William Recktenwald as inventors in the order listed above.

A statement from each person being added as an inventor pursuant to 37 CFR §1.48(c)(2) is attached hereto.

Serial No.: 10/729,035
Docket No.: ECV-5413CIP2CON1

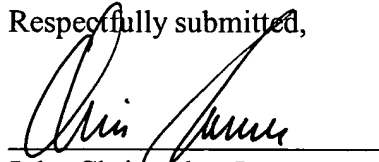
A declaration by the actual inventors as required by 37 CFR §1.63 is attached hereto.

Written consent of the assignee under 37 CFR §3.73(b) to this change is attached hereto.

Please charge the processing fee set forth in 37 CFR §1.17(i) to Deposit Account No. 50-1225 (ECV-5413CIP2CON1).

Date: *March 30, 2004*

Respectfully submitted,



John Christopher James
Registration No. 40,660
Edwards Lifesciences LLC
One Edwards Way
Irvine, California 92614
Telephone: (949) 250-6878
Facsimile: (949) 250-6850

Customer No. 30452



Docket No. ECV-5413CIP2CON1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carpentier, et al.)
) Group Art Unit: Unknown
Application No.: Unknown)
) Examiner: Unknown
Filing Date: Herewith)
)
For: FLEXIBLE HEART VALVE AND ASSOCIATED)
CONNECTING BAND)
)

STATEMENT UNDER 37 CFR § 148(a)(2) OF INVENTORS TO BE ADDED

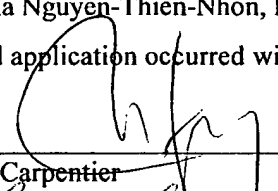
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add all five (5) of the signatories below such that the named inventors will now be:

- Alain F. Carpentier
- Stefan G. Schreck
- Richard S. Rhee
- Diana Nguyen-Thien-Nhon
- Hung Ly Lam
- William Recktenwald

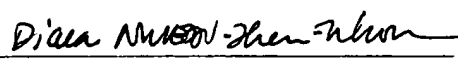
By signing below I state that the inventorship error of failing to include Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors of the above-referenced application occurred without deceptive intention on my part.


Alain F. Carpentier

Dated: 3/16, 2003 2004


Stefan G. Schreck

Dated: 12/02, 2003


Diana Nguyen-Thien-Nhon

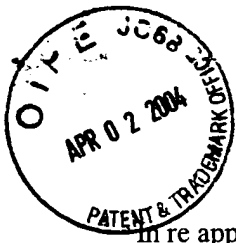
Dated: 12/04, 2003


Hung Ly Lam

Dated: 03/17/04, 2003

William Recktenwald

Dated: _____, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Carpentier, et al.

Application No.: Unknown

Filing Date: Herewith

For: FLEXIBLE HEART VALVE AND ASSOCIATED
CONNECTING BAND

) Group Art Unit: Unknown
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) Examiner: Unknown
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STATEMENT UNDER 37 CFR § 1.48(a)(2) OF INVENTORS TO BE ADDED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add all five (5) of the signatories below such that the named inventors will now be:

- Alain F. Carpentier
- Stefan G. Schreck
- Richard S. Rhee
- Diana Nguyen-Thien-Nhon
- Hung Ly Lam
- William Recktenwald

By signing below I state that the inventorship error of failing to include Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors of the above-referenced application occurred without deceptive intention on my part.

Alain F. Carpentier

Dated: _____, 2003

Stefan G. Schreck


Dated: _____, 2003

Diana Nguyen-Thien-Nhon

Dated: _____, 2003

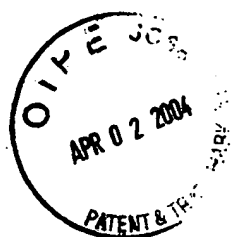
Hung Ly Lam

Dated: _____, 2003



William Recktenwald

Dated: 12-7-03, 2003



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5 In re application of: Carpentier, et al.) Group Art Unit: 3738
Application No.: 10/729,035) Examiner: Unknown
Filing Date: December 5, 2003)
10 For: FLEXIBLE HEART VALVE AND ASSOCIATED)
CONNECTING BAND)

15 STATEMENT UNDER 37 C.F.R. §§1.48(a)(5) AND 3.73(b) OF ASSIGNEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

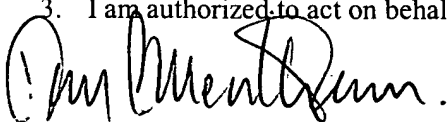
20 Dear Sir:

I understand that a change in the inventorship of the above-referenced application is sought to add Alain F. Carpentier, Stefan G. Schreck, Diana Nguyen-Thien-Nhon, Hung Ly Lam and William Recktenwald as inventors such that the named inventors of the patent will now be:

- 25
- Alain F. Carpentier
 - Stefan G. Schreck
 - Richard S. Rhee
 - Diana Nguyen-Thien-Nhon
 - Hung Ly Lam
 - 30 ▪ William Recktenwald

By signing below I state the following:

1. I agree to the change of inventorship,
2. Edwards Lifesciences Corporation is the owner of the entire right to and the assignee
- 35 of record of the above-referenced application as shown by the assignment filed concurrently herewith, a copy of which is attached hereto, and
3. I am authorized to act on behalf of Edwards Lifesciences Corporation.

40 

Jay P. Wertheim
Vice President, Associate General Counsel &
Assistant Corporate Secretary

Date: March 30th, 2004